

**IN THE U.S. DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

APPLE INC., <i>Plaintiff,</i> v. MASIMO CORPORATION and SOUND UNITED, LLC, <i>Defendants.</i>	C.A. No. 22-1377-MN-JLH JURY TRIAL DEMANDED
MASIMO CORPORATION, <i>Counter-Claimant,</i> v. APPLE INC. <i>Counter-Defendant.</i>	
APPLE INC., <i>Plaintiff,</i> v. MASIMO CORPORATION and SOUND UNITED, LLC, <i>Defendants.</i>	C.A. No. 22-1378-MN-JLH JURY TRIAL DEMANDED
MASIMO CORPORATION and CERCACOR LABORATORIES, INC., <i>Counter-Claimants,</i> v. APPLE INC. <i>Counter-Defendant.</i>	

**DEFENDANTS MASIMO CORPORATION AND SOUND UNITED, LLC’S AMENDED
NOTICE OF DEPOSITION OF JEFF MYERS**

PLEASE TAKE NOTICE that, pursuant to Rules 26 and 30 of the Federal Rules of Civil Procedure, Defendants Masimo Corporation and Sound United, LLC, will take the deposition upon oral examination of Jeff Myers. The deposition will commence on December 28, 2023, at 9:00

a.m. at the offices of Knobbe, Martens, Olson & Bear, LLP, located at 333 Bush Street, 21st Floor, San Francisco, CA 94104 and shall continue from day to day until completed.

The deposition will be taken before a court reporter, notary public, or other officer authorized to administer oaths. The oral examination will be recorded stenographically and by use of Realtime and videotape. You are hereby invited to attend and cross-examine the witness in the manner provided under the Federal Rules of Civil Procedure.

December 11, 2023

PHILLIPS MCLAUGHLIN & HALL, P.A.

Of Counsel:

Joseph R. Re
Stephen C. Jensen
Stephen W. Larson
Benjamin A. Katzenellenbogen
Jared C. Bunker
Kendall M. Loebbaka
Douglas B. Wentzel
Knobbe, Martens, Olson & Bear, LLP
2040 Main Street, 14th Floor
Irvine, CA 92614
(949) 760-0404 Telephone
(949) 760-9502 Facsimile
joe.re@knobbe.com
steve.jensen@knobbe.com
stephen.larson@knobbe.com
ben.katzenellenbogen@knobbe.com
jared.bunker@knobbe.com
kendall.loebbaka@knobbe.com
douglas.wentzel@knobbe.com

Brian Horne
KNOBBE, MARTENS, OLSON & BEAR, LLP
1925 Century Park East, Suite 600
Los Angeles, CA 90067
(310) 551-3450 Telephone
(310) 551-3458 Facsimile
brian.horne@knobbe.com

By: /s/ John C. Phillips, Jr.

John C. Phillips, Jr. (#110)
Megan C. Haney (#5016)
1200 North Broom Street
Wilmington, DE 19806
(302) 655-4200 Telephone
(302) 655-4210 Fax
jcp@pmhdelaw.com
mch@pmhdelaw.com

*Counsel for Defendants
Masimo Corporation and Sound United, LLC*

Adam B. Powell
KNOBBE, MARTENS, OLSON & BEAR, LLP
3579 Valley Centre Drive
San Diego, CA 92130
(858) 707-4000 Telephone
(858) 707-4001 Facsimile
adam.powell@knobbe.com

CERTIFICATE OF SERVICE

I hereby certify that on December 11, 2023, a true and correct copy of the foregoing document was served on the following counsel of record at the addresses and in the manner indicated:

VIA ELECTRONIC MAIL:

David E. Moore Bindu A. Palapura Andrew L. Brown Potter Anderson & Corroon LLP Hercules Plaza, 6th Floor 1313 N. Market Street Wilmington, DE 19801 dmoore@potteranderson.com bpalapura@potteranderson.com abrown@potteranderson.com	John M. Desmarais Kerri-Ann Limbeek Cosmin Maier Jordan N. Malz Benjamin N. Luehrs Joze Welsh Jamie L. Kringstein Jennifer M. Przybylski Carson Olsheski Jeffrey Scott Seddon, II Amy I. Wann Raymond N. Habbaz Lee Matalon Taeg Sang Cho Eli Balsam Patrick Reilly Marie Weisfeiler Ryan G. Thorne Paul A. Bondor Desmarais LLP 230 Park Avenue, 26th Floor New York, NY 10169 jdesmarais@desmaraisllp.com klimbeek@desmaraisllp.com cmaier@desmaraisllp.com jmalz@desmaraisllp.com bluehrs@desmaraisllp.com jwelsh@desmaraisllp.com jkringstein@desmaraisllp.com jprzybylski@desmaraisllp.com colsheski@desmaraisllp.com jseddon@desmaraisllp.com awann@desmaraisllp.com rhabbaz@desmaraisllp.com lmatalon@desmaraisllp.com tcho@desmaraisllp.com
---	--

	ebalsam@desmaraisllp.com preilly@desmaraisllp.com mweisfeiler@desmaraisllp.com rthorne@desmaraisllp.com pbondor@desmaraisllp.com
Peter C. Magic Kyle Curry Maria Tartakovsky Emily N. Weber Desmarais LLP 101 California Street, Suite 3070 San Francisco, CA 94111 pmagic@desmaraisllp.com kcurry@desmaraisllp.com mtartakovsky@desmaraisllp.com nweber@desmaraisllp.com	Jennifer Milici Dominic Vote Leon B. Greenfield Wilmer Cutler Pickering Hale and Dorr LLP 1875 Pennsylvania Avenue, NW Washington DC 20006 jennifer.milici@wilmerhale.com dominic.vote@wilmerhale.com leon.greenfield@wilmerhale.com
Mark A. Ford Vinita Ferrera Wilmer Cutler Pickering Hale and Dorr LLP 60 State Street Boston, MA 02109 mark.ford@wilmerhale.com vinita.ferrera@wilmerhale.com	David J. Cho David J. Shaw Desmarais LLP 1899 Pennsylvania Avenue NW, Suite 400 Washington, DC 20006 dcho@desmaraisllp.com dshaw@desmaraisllp.com
Lydia Turnage Wilmer Cutler Pickering Hale and Dorr LLP 7 World Trade Center 250 Greenwich Street New York, NY 10007 lydia.turnage@wilmerhale.com	Bethany Stevens Hannah Cannom Walker Stevens Cannom LLP 500 Molino Street, Suite 118 Los Angeles, CA 90013 bstevens@wscllp.com hcannom@wscllp.com
AppleMasimoService@desmaraisllp.com	whmasimoantitrustservice@wilmerhale.com
IPservice@potteranderson.com	

December 11, 2023

/s/ John C. Phillips, Jr.

John C. Phillips, Jr.